



**PATENT**

Case Docket No. WVFRNT.001A

Date: November 30, 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Rich, et al.  
Appl. No. : 10/036,198  
Filed : December 28, 2001  
For : DIFFRACTIVE OPTICAL  
ELEMENT AND METHOD OF  
MANUFACTURE  
Group Art Unit : 1756  
Class/Sub-Class : 430-001000  
Examiner : Martin J. Angebrannt

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 30, 2005

(Date)

Mark J. Gallagher, Reg. No. 43,622

**TRANSMITTAL LETTER**

**MAIL STOP ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

Dear Sir:

Enclosed for filing is the Issue Fee for the above-identified application:

- (X) Form PTOL-85.
- (X) A check in the amount of \$1,030 to cover the issue fee, publication fee, and advanced order of copies is enclosed.
- (X) Comments on Statement of Reasons for Allowance.
- (X) Interview Summary.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

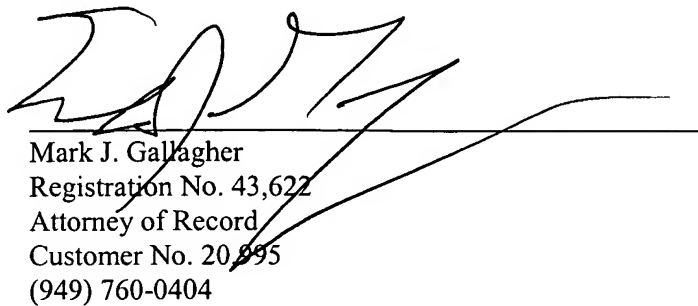


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Date: November 30, 2005

(X) Return prepaid postcard.



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Examiner : Martin J. Angebrannt  
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CERTIFICATE OF MAILING

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11/30/05

(Date)

Mark J. Gallagher, Reg. No. 43,622

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

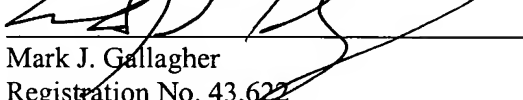
In response to the Statement of Reasons for Allowance in the Notice of Allowability mailed September 1, 2005, Applicants respectfully submit the following comments.

Applicants wish to point out that the claims are patentable based on the combination of elements recited therein and not on any particular feature. Accordingly, to the extent that the Notice of Allowability omits claims limitations, including the exclusion of reference to dependent claims, Applicants respectfully disagree with the reasons set forth in the Notice of Allowability. Moreover, to the extent that the Examiner's paraphrasing of the subject matter of the claims differs from the language of the claims, Applicants respectfully disagree with the reasons for allowance.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 11/30/05

By:   
Mark J. Gallagher  
Registration No. 43,622  
Attorney of Record  
Customer No. 20,995  
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Mark J. Gallagher, Reg. No. 43,622

INTERVIEW SUMMARY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In a telephone interview on June 7, 2005, the Examiner proposed cancelling Claims 13 and 42 and amending Claims 12, 14, and 110 as set forth in the Notice of Allowability. The Examiner also proposed amending Claim 111, line 1, by replacing "101" with "110". In a subsequent telephone interview on June 8, 2005, Applicants agreed to these amendments proposed by the Examiner as well as to cancelling Claims 13 and 42.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 11/30/05

By:

Mark J. Gallagher  
Registration No. 43,622  
Attorney of Record  
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